

1                                   **UNITED STATES DISTRICT COURT**  
2                                   **DISTRICT OF NEVADA**

3   UNITED STATES OF AMERICA,

Case No.: 2:08-cr-00353-APG-RJJ

4           Plaintiff

**Order Denying Defendant's Motion**

5   v.

[ECF No. 137]

6   PEDRO GARCIA,

7           Defendant

8           Defendant Pedro Garcia filed a motion requesting that I order his federal sentence to run  
9 concurrent to his state court sentence. ECF No. 137. Garcia was released from federal custody in  
10 2015. Thus, at present, there is no federal custodial sentence to run concurrent to a state court  
11 custodial sentence. The Government surmises that Garcia is seeking to have the federal authorities  
12 writ him out of state custody to face the federal charge that he has violated conditions of the  
13 supervised release imposed in this case. ECF No. 138. The Government correctly points out that  
14 it is not required to do so. *Id.* And Garcia offers no authority for that request. Garcia's motion  
15 **(ECF No. 137) is therefore DENIED.**

16           Dated: November 30, 2018.



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18                                   ANDREW P. GORDON  
19                                   UNITED STATES DISTRICT JUDGE  
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